## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

| THOMAS E. MERTZ,            | ) |                             |
|-----------------------------|---|-----------------------------|
| Plaintiff,                  | ) |                             |
|                             | ) |                             |
| Vs.                         | ) | Civil Action No. 04-55 Erie |
|                             | ) |                             |
| DONZI MARINE, INC., et al., | ) |                             |
| Defendants.                 | ) |                             |

## ORDER

AND NOW, to wit, this 16th day of August, 2007, the Court having been advised that the parties have reached an agreement upon a settlement in the above-captioned matter,

IT IS HEREBY ORDERED that this case is marked administratively closed. The parties should file a Rule 41 Stipulation for dismissal with a one-page proposed order granting the stipulation. It appears no further action is required by the Court at this time.

United States District Judge

cc: all parties of record. nk